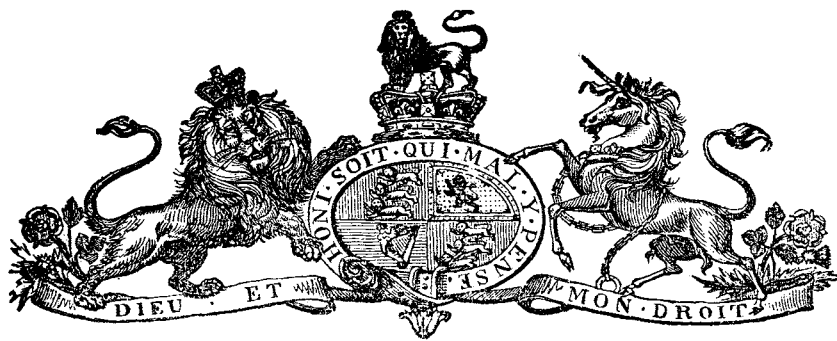


T A S M A N I A



1885.

ANNO QUADRAGESIMO-NONO

VICTORIÆ REGINÆ,

No. 10.



AN ACT to bring into Operation in respect of ^{A.D. 1885.}
the Colony of *Tasmania* an Act of the
Imperial Parliament, intituled "An Act to
constitute a Federal Council of *Australasia*,"
and to refer certain matters to the Federal
Council thereby constituted.

[30 November, 1885.]

WHEREAS by an Act of the Parliament of the United Kingdom of **PREAMBLE.**
Great Britain and Ireland, passed in the Forty-ninth year of Her
Majesty's Reign, and intituled "An Act to constitute a Federal Council
of *Australasia*," it is enacted that there shall be in and for Her Majesty's **48 & 49 Vict. c. 60**
Possessions in *Australasia* a Federal Council constituted as by the said
Act is provided, and called the Federal Council of *Australasia*, which
shall have the functions, powers, and authority by the said Act defined:
And by the said Act it is further enacted that each of the *Australasian*
Colonies shall be represented in the said Federal Council by Two
Members, except in the case of Crown Colonies, which shall be repre-
sented by One Member each, but that Her Majesty at the request of the
Legislatures of the Colonies may by Order in Council from time to time
increase the number of Representatives for each Colony: And by the
said Act it is further enacted that the Legislature of any Colony may
make such provision as it thinks fit for the appointment of the Repre-
sentatives of that Colony, and for determining the tenure of their office:
And by the said Act it is further enacted that the said Act shall not

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come into operation in respect of any Colony until the Legislature of such Colony shall have passed an Act or Ordinance declaring that the same shall be in force therein, and appointing a day on and from which such operation shall take effect, nor until Four Colonies at the least shall have passed such Act or Ordinance : And whereas it is desirable that the said Act should come into operation in respect of the Colony of *Tasmania*, and that provision should be made for the appointment of Representatives of the said Colony in the said Federal Council :

Be it therefore enacted by His Excellency the Governor of *Tasmania*, by and with the advice and consent of the Legislative Council and House of Assembly, in Parliament assembled, as follows :—

Short title.

1 This Act may for all purposes be cited as “The (Tasmanian) Federal Council Act, 1885.”

Federal Council Act to be in force in *Tasmania* from 1st *December*, 1885, or afterwards on adoption by Three other Colonies.

2 In pursuance of the powers contained in the Act of the Imperial Parliament passed in the Forty-ninth year of Her Majesty's reign and intituled “An Act to constitute a Federal Council of *Australasia*,” it is hereby declared and enacted that the said Act shall come into operation and be in force in *Tasmania* on and from the First day of *December* One thousand eight hundred and eighty-five, if at that date the said Act is in force in at least Three other of the *Australasian* Colonies. But if at that date the said Act is not in force in at least Three other of the *Australasian* Colonies, then it shall come into operation and be in force in *Tasmania* so soon after the First day of *December*, One thousand eight hundred and eighty-five, as it shall also be in force in at least Three other of the Colonies.

Subject to the provisions hereinbefore contained, if under the provisions of any Act or Ordinance of any Colony the coming of the said Act into operation in such Colony is made contingent upon the said Act being in force in *Tasmania*, then the said Act shall come into operation and be in force in *Tasmania* when and so soon as its coming into operation and being in force in *Tasmania* would bring it into operation in such Colony.

The coming of the said Act into operation in *Tasmania* shall be notified by the Governor by Proclamation.

Representatives of *Tasmania* to be appointed by Commission under Seal, and to hold office during pleasure.

3 The Representatives of the Colony of *Tasmania* in the Federal Council shall be from time to time appointed by the Governor in Council by Commission under the hand of the Governor and the Seal of the Colony, and may be at any time by him removed, and from time to time when any Representatives of the Colony of *Tasmania* in the Federal Council are required to be appointed owing to any such Representative appointed under this Act having died or resigned, or having been removed from or having in any manner vacated his office as such Representative, or owing to the number of Representatives for the Colony of *Tasmania* being at any time increased, the Governor in Council may in like manner appoint other Representatives, who shall hold office upon the same terms as aforesaid. No person other than a Member of the Legislative Council or the House of Assembly shall be eligible for appointment to the office of a Representative of *Tasmania* in the Federal Council of *Australasia*, and the seat of any such Member as aforesaid shall not by reason of such appointment become vacant, nor shall any such Member be deemed by reason of such appointment to be incapable of sitting and

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voting in the said Legislative Council or House of Assembly. Any person who holds the office of Representative of *Tasmania* as aforesaid shall be capable of being elected a Member of the said Legislative Council or House of Assembly. A.D. 1885.

Provided that no such Representative shall hold office after the expiration of Six months from the day of the date of his ceasing to be a Member of the Legislative Council or the House of Assembly, as the case may be.

4 Any such Representative may resign his office by a letter addressed to the Governor, and upon the receipt of such letter by the Governor the office shall become vacant. Resignation of office.

5 Every appointment, removal, and resignation of any such Representative shall be notified by the Governor to the Legislative Council and the House of Assembly by Message within Fourteen days after the same is made or occurs if Parliament be then sitting, or if it be not then sitting within Fourteen days after the next meeting of the same, and shall also be publicly notified in the *Hobart Gazette*. Appointments, removals, and resignations to be notified to Legislature by Message.

6 Each such Representative shall be entitled to be paid out of the Consolidated Revenue Fund all reasonable expenses incurred by him in and about his attendance at the Federal Council or any Committee thereof. Representatives to receive expenses of attendance.

7 In pursuance of the provisions of the said recited Act, the following matters are hereby referred to the Federal Council, to the intent that so soon as the Legislature or Legislatures of another Colony or other Colonies shall have referred the same matters respectively to the Council, the said Council may exercise legislative authority in respect to such matters, and that the Acts of the Council relating to them respectively shall be in force in *Tasmania*; that is to say,— Reference to Federal Council of questions of joint stock companies, and punishment of offenders.

The status of corporations and joint stock companies in other Colonies than that in which they have been constituted ;

The trial and punishment in one Colony of offenders against the laws of an adjoining Colony.

